

NOTICE TO ATTORNEY AND/OR DEFENDANT ACTING AS OWN ATTORNEY

Police Officer Personnel/Juvenile Files: The San Diego County District Attorney's Office does not inspect police officer personnel files and may or may not petition for confidential juvenile court records of any witness in this case, if such records exist. Any defense request for disclosure of information contained within police officer personnel files must be made through the *Pitchess* process pursuant to Evidence Code section 1043 et seq. Any desired information contained in juvenile files may be obtained through the juvenile petition process. Be advised that information within police officer personnel files and confidential juvenile records pertaining to any witnesses might contain exculpatory and/or impeachment information that may be equally sought by any party to this litigation, subject to *in camera* judicial review. (See *J.E. v. Superior Court* (2014) 223 Cal.App.4th 1329; *People v. Superior Court (Johnson)* (2015) 61 Cal.4th 696).

Witness Information: The materials accompanying this notice may include information about witnesses. If so, these materials are disclosed to you pursuant to Penal Code section 1054.2, which reads as follows:

1054.2. (a) (1) Except as provided in paragraph (2), no attorney may disclose or permit to be disclosed to a defendant, members of the defendant's family, or anyone else, the address or telephone number of a victim or witness whose name is disclosed to the attorney pursuant to subdivision (a) of Section 1054.1, unless specifically permitted to do so by the court after a hearing and a showing of good cause.

(2) Notwithstanding paragraph (1), an attorney may disclose or permit to be disclosed the address or telephone number of a victim or witness to persons employed by the attorney or to persons appointed by the court to assist in the preparation of a defendant's case if that disclosure is required for that preparation. Persons provided this information by an attorney shall be informed by the attorney that further dissemination of the information, except as provided by this section, is prohibited.

(3) Willful violation of this subdivision by an attorney, persons employed by the attorney, or persons appointed by the court is a misdemeanor.

(b) If the defendant is acting as his or her own attorney, the court shall endeavor to protect the address and telephone number of a victim or witness by providing for contact only through a private investigator licensed by the Department of Consumer Affairs and appointed by the court or by imposing other reasonable restrictions, absent a showing of good cause as determined by the court.

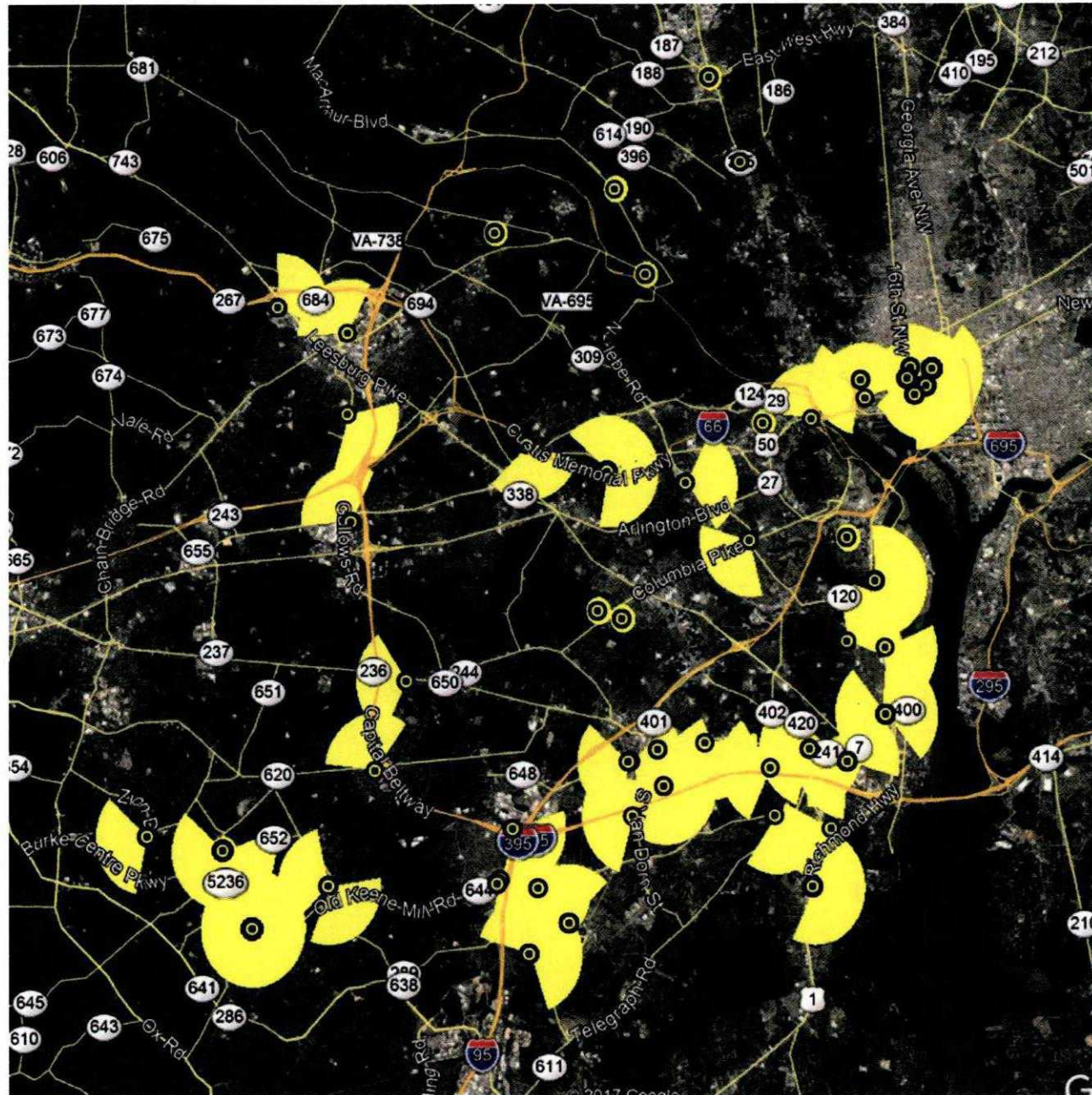
Confidentiality Notice: The accompanying materials are being provided to you at your request and in accordance with the statutory and constitutional disclosure obligations imposed on the San Diego County District Attorney's Office. Any medical information contained in these materials is privileged and confidential and/or protected health information (PHI) and is subject to privacy protection under the law, including the Health Insurance Portability and Accountability Act of 1996, as amended (HIPAA). The materials provided are intended to be used exclusively in your professional representation of the person charged in the matter above-identified.

This transmission is intended for the sole use of the individual or entity to whom it is addressed. If you are not the intended recipient, you are notified that any use, dissemination, distribution, printing or copying of the materials is strictly prohibited and may subject you to criminal or civil penalties. If you have received these materials in error, please contact our Office's eDiscovery Service desk at (619) 615-6985 / eDiscoveryServiceDesk@sdca.org. You should also delete any such materials from any computer.

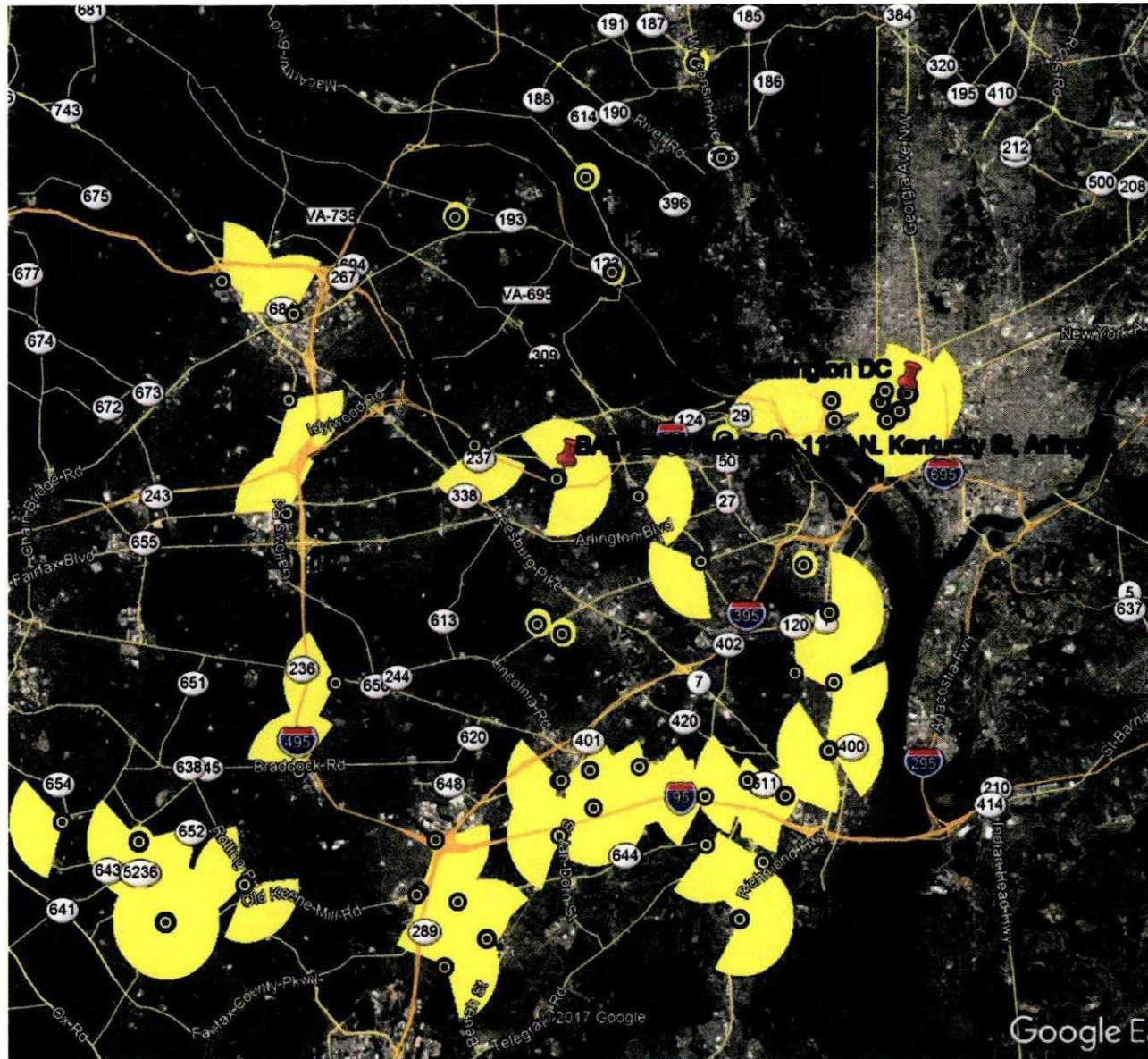
THIS NOTICE APPLIES TO YOU AND YOUR AGENTS. IT APPLIES TO ALL DISCOVERY OF WHATEVER NATURE, WHETHER ORIGINAL DISCOVERY OR ADDITIONAL DISCOVERY WHICH MAY BE ACQUIRED IN RELATION TO THIS CASE.

(12/7/16)

All cell tower hits from 6/1/17 to 7/6/17



All cell tower hits with home and work addresses marked



Cell tower hits for 2 calls to victim on 7/4/17

